

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S9047–S9097

Measures Introduced: Six bills and two resolutions were introduced, as follows: S. 2786–2791, and S. Res. 422–423. **Page S9075**

Measures Passed:

September 11 Designation: Committee on Health, Education, Labor, and Pensions was discharged from further consideration of S. Con. Res. 127, expressing the sense of Congress that the President should designate September 11 as a national day of voluntary service, charity, and compassion, and the resolution was then agreed to. **Page S9086**

Land Conveyance: Committee on Health, Education, Labor, and Pensions was discharged from further consideration of H.R. 3908, to provide for the conveyance of the real property located at 1081 West Main Street in Ravenna, Ohio, and the bill was then agreed to, clearing the measure for the President. **Page S9086**

Homeland Security Appropriations: Senate continued consideration of H.R. 4567, making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2005, taking action on the following amendments proposed thereto: **Pages S9049–63**

Adopted:

Frist Amendment No. 3616 (to Amendment No. 3578), to increase funding for the Federal Air Marshals program, and other emergency preparedness operations. **Pages S9053–55**

Reid (for Baucus) Amendment No. 3578, to make available to the Under Secretary for Border and Transportation Security \$200,000,000 to establish and operate air bases in the States of Michigan, Montana, New York, North Dakota, and Washington and to permit fees for certain customs services to be collected until June 1, 2005. **Pages S9052–55**

Cochran (for Frist) Amendment No. 3618, to make available to the Department of Homeland Security additional funds for certain customs and border

protection, immigration, transportation security, and emergency management programs. **Page S9056**

Pending:

Nelson (FL) Amendment No. 3607, to provide funds for the American Red Cross. **Page S9049**

Schumer Amendment No. 3615, to appropriate \$100,000,000 to establish an identification and tracking system for HAZMAT trucks and a background check system for commercial driver licenses. **Page S9049**

Reid (for Lautenberg) Amendment No. 3617, to ensure that the Coast Guard has sufficient resources for its traditional core missions. **Page S9056**

Corzine Amendment No. 3619, to appropriate an additional \$100,000,000 to enhance the security of chemical plants. **Pages S9057–63**

A unanimous-consent agreement was reached providing for further consideration of the bill at 3:30 p.m., on Monday, September 13, 2004, with a vote on, or in relation to Schumer Amendment No. 3615 (listed above) at 5:30 p.m. **Page S9086**

Messages From the President: Senate received the following message from the President of the United States:

Transmitting, pursuant to law, a report relative to the continuation of the national emergency with respect to certain terrorist attacks; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–93) **Page S9075**

Nominations Received: Senate received the following nominations:

Carin M. Barth, of Texas, to be Chief Financial Officer, Department of Housing and Urban Development.

Albert A. Frink, Jr., of California, to be an Assistant Secretary of Commerce.

Jon D. Leibowitz, of Maryland, to be a Federal Trade Commissioner for a term of seven years from September 26, 2003.

Deborah P. Majoras, of Virginia, to be a Federal Trade Commissioner for the unexpired term of seven years from September 26, 2001.

Enrique J. Sosa, of Florida, to be a Member of the Reform Board (Amtrak) for a term of five years.

Scott Kevin Walker, of Wisconsin, to be a Member of the Advisory Board of the Saint Lawrence Seaway Development Corporation.

Susan Johnson Grant, of Virginia, to be Chief Financial Officer, Department of Energy.

Stephen L. Johnson, of Maryland, to be Deputy Administrator of the Environmental Protection Agency.

Gary Lee Visscher, of Maryland, to be a Member of the Chemical Safety and Hazard Investigation Board for a term of five years.

Paul Jones, of Colorado, to be a Member of the Internal Revenue Service Oversight Board for a term expiring September 14, 2008.

Aldona Wos, of North Carolina, to be Ambassador to the Republic of Estonia, to which position she was appointed during the last recess of the Senate.

Charles Graves Untermeyer, of Texas, to be Ambassador to the State of Qatar, to which position he was appointed during the last recess of the Senate.

John D. Rood, of Florida, to be Ambassador to the Commonwealth of The Bahamas, to which position he was appointed during the last recess of the Senate.

Nadine Hogan, of Florida, to be a Member of the Board of Directors of the Inter-American Foundation for a term expiring June 26, 2008.

Jack Vaughn, of Texas, to be a Member of the Board of Directors of the Inter-American Foundation for a term expiring September 20, 2006.

Roger W. Wallace, of Texas, to be a Member of the Board of Directors of the Inter-American Foundation for a term expiring October 6, 2008.

James R. Kunder, of Virginia, to be an Assistant Administrator of the United States Agency for International Development.

Richard Kenneth Wagner, of Florida, to be a Member of the National Institute for Literacy Advisory Board for a term expiring November 25, 2006.

Sean F. Cox, of Michigan, to be United States District Judge for the Eastern District of Michigan.

Jonathan W. Dudas, of Virginia, to be Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office.

Ricardo H. Hinojosa, of Texas, to be Chair of the United States Sentencing Commission.

2 Army nominations in the rank of general.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Army, Coast Guard, Navy.

Pages S9090–97

Messages From the House: Page S9074

Executive Communications: Pages S9074–75

Additional Cosponsors: Pages S9075–76

Statements on Introduced Bills/Resolutions: Pages S9076–82

Additional Statements: Pages S9073–74

Amendments Submitted: Pages S9082–83

Authority for Committees to Meet: Page S9083

Privilege of the Floor: Page S9083

Adjournment: Senate convened at 9:30 a.m., and adjourned at 2:27 p.m., until 2 p.m., on Monday, September 13, 2004. (For Senate's program, see the remarks of the Majority Leader in today's Record on pages S9086–87.)

Committee Meetings

(Committees not listed did not meet)

NOMINATIONS

Committee on Foreign Relations: Committee concluded a hearing to examine the nominations of Christopher J. LaFleur, of New York, to be Ambassador to Malaysia, who was introduced by former Representative Thomas S. Foley, and B. Lynn Pascoe, of Virginia, to be Ambassador to Indonesia, after each nominee testified and answered questions in their own behalf.

The Daily Digest of Thursday, September 9, 2004, on page D866, inadvertently contained erroneous text. The permanent Record will be corrected to reflect the following:

BUSINESS MEETING

Committee on the Judiciary: On September 9, Committee began mark-up of S. 1700, to eliminate the substantial backlog of DNA samples collected from crime scenes and convicted offenders, to improve and expand the DNA testing capacity of Federal, State, and local crime laboratories, to increase research and development of new DNA testing technologies, to develop new training programs regarding the collection and use of DNA evidence, to provide post-conviction testing of DNA evidence to exonerate the innocent, to improve the performance of counsel in State capital cases, but did not complete action thereon, and will meet again on Tuesday, September 14.

House of Representatives

Chamber Action

The House was not in session today. The House will meet at 12:30 p.m. on Monday, September 13, for Morning Hour debate.

CONGRESSIONAL PROGRAM AHEAD

Week of September 13 through
September 18, 2004

Senate Chamber

On *Monday*, at 3:30 p.m., Senate will resume consideration of H.R. 4567, Homeland Security Appropriations; with a vote on, or in relation, to Schumer Amendment No. 3615 to occur at 5:30 p.m.

During the balance of the week Senate expects to complete consideration of the Homeland Security Appropriations bill and any other cleared legislative and executive business, including other appropriation bills, when available.

Senate Committees

(Committee meetings are open unless otherwise indicated)

Committee on Appropriations: September 14, business meeting to mark up proposed legislation making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2005, proposed legislation making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2005, and proposed legislation making appropriations for the Departments of Transportation and Treasury, the Executive Office of the President, and certain independent agencies for the fiscal year ending September 30, 2005, 3 p.m., SD-G50.

Committee on Banking, Housing, and Urban Affairs: September 15, to hold hearings to examine the 9/11 Commission and efforts to identify and combat terrorist financing, 10 a.m., SD-538.

Committee on Commerce, Science, and Transportation: September 14, Subcommittee on Oceans, Fisheries and Coast Guard, to hold hearings to examine S. 2066, to authorize appropriations to the Secretary of Commerce for the Magnuson-Stevens Fishery Conservation and Management Act for fiscal years 2004, 2005, 2006, 2007, and 2008, 8:30 a.m., SR-253.

September 15, Full Committee, to hold hearings to examine impacts of climate change, 9:30 a.m., SR-253.

Committee on Energy and Natural Resources: September 14, Subcommittee on Public Lands and Forests, to hold hearings to examine S. 2532, to establish wilderness areas, promote conservation, improve public land, and provide for the high quality development in Lincoln County, Nevada, S. 2723, to designate certain land in the

State of Oregon as wilderness, and S. 2709, to provide for the reforestation of appropriate forest cover on forest land derived from the public domain, 2:30 p.m., SD-366.

September 15, Full Committee, business meeting to consider pending calendar business, 9:30 a.m., SD-366.

Committee on Foreign Relations: September 14, to hold hearings to examine the foreign policy recommendations of the 9/11 Commission and intelligence requirements for American diplomacy, 9:30 a.m., SD-G50.

September 15, Full Committee, to hold hearings to examine accelerating U.S. assistance to Iraq, 9:30 a.m., SD-419.

Committee on Governmental Affairs: September 13, to hold hearings to examine ensuring the U.S. intelligence community supports homeland defense and departmental needs, 9:30 a.m., SH-216.

September 14, Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia, to hold hearings to examine and discuss legislative and administrative options to address the personnel recommendations of the National Commission on Terrorist Attacks Upon the United States, focusing on improving the presidential appointments process for national security positions, establishing a single agency that conducts security clearance background investigations for U.S. personnel, and providing some additional personnel flexibilities to the Federal Bureau of Investigation to reflect its increased counterterrorism and intelligence responsibilities, 9:30 a.m., SD-342.

Committee on Indian Affairs: September 15, business meeting to consider pending calendar business, 10 a.m., SR-485.

Committee on the Judiciary: September 13, Subcommittee on Terrorism, Technology and Homeland Security, to hold hearings to examine the Tools to Fight Terrorism Act, 9:30 a.m., SD-226.

September 14, Full Committee, business meeting to consider pending calendar business, 9:30 a.m., SD-226.

September 14, Subcommittee on Antitrust, Competition Policy and Consumer Rights, to hold hearings to examine maintaining innovation and cost savings relating to hospital group purchasing, 2 p.m., SD-226.

Select Committee on Intelligence: September 14, to hold hearings to examine the nomination of Porter J. Goss, of Florida, to be Director of Central Intelligence, 10 a.m., SD-562.

Special Committee on Aging: September 14, to hold hearings to examine mandatory retirements, 10 a.m., SD-628.

House Chamber

Program to be announced.

House Committees

Committee on Financial Services, September 14, Subcommittee on Capital Markets, Insurance, and Government Sponsored enterprises, hearing entitled "The Ratings Game: Improving Transparency and Competition Among the Credit Rating Agencies," 10 a.m., 2128 Rayburn.

September 15, Subcommittee on Financial Institutions and Consumer Credit, hearing entitled "Financial Services Issues: A Consumer's Perspective," 10 a.m., 2128 Rayburn.

Committee on Government Reform, September 14, Subcommittee on National Security, Emerging Threats and International Relations, hearing entitled "Homeland Security: Monitoring Nuclear Power Plant Security," 10 a.m., 2247 Rayburn.

September 14, Subcommittee on Technology, Information Policy, Intergovernmental Relations and the Census, oversight hearing entitled "Lessons Learned from the 2004 Overseas Census Test," 2 p.m., 2154 Rayburn.

September 15, full Committee, to consider pending business; followed by a hearing entitled "Making Networx Work: An Examination of GSA's Continuing Efforts to Create a Modern, Flexible and Affordable Government Wide Telecommunications Program," 10 a.m., 2154 Rayburn.

September 15, Subcommittee on Government Efficiency and Financial Management, oversight hearing entitled "The Evolving Role of the Federal Chief Financial Officer," 1 p.m., 2247 Rayburn.

September 15, Subcommittee on Human Rights and Wellness, hearing entitled "Conquering Obesity: the U.S. Approach to Combating this National Health Crisis," 2 p.m., 2154 Rayburn.

Committee on International Relations, September 14, Subcommittee on Africa, hearing on Malaria and Tuberculosis in Africa, 2 p.m., 2200 Rayburn.

September 14, Subcommittee on Europe and the Subcommittee on International Terrorism, Nonproliferation and Human Rights, joint hearing on U.S.-European Cooperation on Counterterrorism: Achievements and Challenges, 1:30 p.m., 2172 Rayburn.

Committee on the Judiciary, September 13, Subcommittee on Courts, the Internet and Intellectual Property, hearing on H.R. 3799, Constitution Restoration Act of 2004, 4:30 p.m., 2141 Rayburn.

September 14, Subcommittee on the Constitution, oversight hearing on Due Process and the NCAA, 9:30 a.m., 2141 Rayburn.

September 14, Subcommittee on Immigration, Border Security, and Claims, to mark up the following: H.R.

775, Security and Fairness Enhancement for America Act of 2003; H.R. 4306, To amend section 274A of the Immigration and Nationality Act to improve the process for verifying an individual's eligibility for employment; and private relief measures, 4:30 p.m., 2141 Rayburn.

September 15, full Committee, to mark up the following bills: H.R. 2028, Pledge Protection Act of 2003; and H.R. 4341, Postal Accountability and Enhancement Act, 10 a.m., 2141 Rayburn.

Committee on Resources, September 14, Subcommittee on National Parks, Recreation and Public Lands, hearing on the following bills: H.R. 305, Kate Mullany National Historic Site; H.R. 2237, 225th Anniversary of the American Revolution Commemoration Act; H.R. 3258, Hibben Center Act; H.R. 4285, To provide for the conveyance of certain public land in Clark County, Nevada, for use as a heliport; H.R. 4667, Tapoco Project Licensing Act of 2004; H.R. 4683, Gullah/Geechee Cultural Heritage Act; H.R. 4808, To provide for a land exchange involving private land and Bureau of Land Management land in the vicinity of Holloman Air Force Base, New Mexico, for the purpose of removing private land from the required safety zone surrounding munitions storage bunkers at Holloman Air Force Base; H.R. 4817, To facilitate the resolution of a minor boundary encroachment on lands of the Union Pacific Railroad Company in Tipton, California, which were originally conveyed by the United States as part of the right-of-way granted for the construction of transcontinental railroads; and H.R. 4887, Cumberland Island Wilderness Boundary Adjustment Act of 2003, 10 a.m., 1334 Longworth.

Committee on Rules, September 13, to consider the following: H.R. 5045, making appropriations for the Departments of Transportation and Treasury, and independent agencies for the fiscal year ending September 30, 2005; and H.R. 4571, Lawsuit Abuse Reduction Act of 2004, 7 p.m., H-313 Capitol.

Select Committee on Homeland Security, September 14, hearing entitled "Homeland Security: The 9/11 Commission and the Course Ahead," 2 p.m., 2318 Rayburn.

September 15, hearing entitled "Combating Terrorism: The Role of Broadcast Media," 10:30 a.m., 2318 Rayburn.

Joint Meetings

Commission on Security and Cooperation in Europe: September 15, to hold hearings to examine how the U.S. can best utilize the Organization for Security and Cooperation in Europe to advance its political, security and humanitarian interests, 10 a.m., 334 CHOB.

Next Meeting of the SENATE

2 p.m., Monday, September 13

Next Meeting of the HOUSE OF REPRESENTATIVES

12:30 p.m., Monday, September 13

Senate Chamber

Program for Monday: After the transaction of morning business for debate only (not to extend beyond 3:30 p.m.), Senate will resume consideration of H.R. 4567, Homeland Security Appropriations, with a vote on, or in relation to Schumer Amendment No. 3615, to occur at 5:30 p.m.

House Chamber

Program for Monday: The House will meet at 12:30 p.m. for Morning Hour debate.

Extensions of Remarks, as inserted in this issue

HOUSE

Biggert, Judy, Ill., E1590
 Blackburn, Marsha, Tenn., E1588
 Blunt, Roy, Mo., E1593
 Davis, Tom, Va., E1584
 Diaz-Balart, Lincoln, Fla., E1584
 Dooley, Calvin M., Calif., E1589
 Duncan, John J., Jr., Tenn., E1587
 Eshoo, Anna G., Calif., E1593
 Farr, Sam, Calif., E1587
 Frank, Barney, Mass., E1592
 Frost, Martin, Tex., E1584
 Holden, Tim, Pa., E1593

Holt, Rush D., N.J., E1591
 Honda, Michael M., Calif., E1591
 Israel, Steve, N.Y., E1586
 Kildee, Dale E., Mich., E1586
 Kolbe, Jim, Ariz., E1593
 Lampson, Nick, Tex., E1584
 Larson, John B., Conn., E1585
 Lee, Barbara, Calif., E1583
 Lipinski, William O., Ill., E1585
 McCarthy, Karen, Mo., E1590
 McInnis, Scott, Colo., E1588, E1589, E1590, E1591, E1592, E1593, E1594, E1594
 Millender-McDonald, Juanita, Calif., E1594
 Miller, Jeff, Fla., E1587

Ney, Robert W., Ohio, E1583, E1588
 Pitts, Joseph R., Pa., E1585
 Pombo, Richard W., Calif., E1587
 Porter, Jon C., Nev., E1583
 Rodriguez, Ciro D., Tex., E1595
 Rogers, Mike, Ala., E1584
 Ruppersberger, C.A. Dutch, Md., E1585, E1592
 Ryan, Paul, Wisc., E1590
 Sessions, Pete, Tex., E1583
 Smith, Nick, Mich., E1584
 Thomas, William M., Calif., E1583
 Van Hollen, Chris, Md., E1586
 Visclosky, Peter J., Ind., E1588
 Wilson, Joe, S.C., E1589



Congressional Record

printed pursuant to directions of the Joint Committee on Printing as authorized by appropriate provisions of Title 44, United States Code, and published for each day that one or both Houses are in session, excepting very infrequent instances when two or more unusually small consecutive issues are printed one time. ¶Public access to the *Congressional Record* is available online through *GPO Access*, a service of the Government Printing Office, free of charge to the user. The online database is updated each day the *Congressional Record* is published. The database includes both text and graphics from the beginning of the 103d Congress, 2d session (January 1994) forward. It is available through *GPO Access* at www.gpo.gov/gpoaccess. Customers can also access this information with WAIS client software, via telnet at swais.access.gpo.gov, or dial-in using communications software and a modem at 202-512-1661. Questions or comments regarding this database or *GPO Access* can be directed to the *GPO Access* User Support Team at: E-Mail: gpoaccess@gpo.gov; Phone 1-888-293-6498 (toll-free), 202-512-1530 (D.C. area); Fax: 202-512-1262. The Team's hours of availability are Monday through Friday, 7:00 a.m. to 5:30 p.m., Eastern Standard Time, except Federal holidays. ¶The *Congressional Record* paper and 24x microfiche edition will be furnished by mail to subscribers, free of postage, at the following prices: paper edition, \$252.00 for six months, \$503.00 per year, or purchased as follows: less than 200 pages, \$10.50; between 200 and 400 pages, \$21.00; greater than 400 pages, \$31.50, payable in advance; microfiche edition, \$146.00 per year, or purchased for \$3.00 per issue payable in advance. The semimonthly *Congressional Record Index* may be purchased for the same per issue prices. To place an order for any of these products, visit the U.S. Government Online Bookstore at: bookstore.gpo.gov. Mail orders to: Superintendent of Documents, P.O. Box 371954, Pittsburgh, PA 15250-7954, or phone orders to 866-512-1800 (toll free), 202-512-1800 (D.C. area), or fax to 202-512-2250. Remit check or money order, made payable to the Superintendent of Documents, or use VISA, MasterCard, Discover, American Express, or GPO Deposit Account. ¶Following each session of Congress, the daily *Congressional Record* is revised, printed, permanently bound and sold by the Superintendent of Documents in individual parts or by sets. ¶With the exception of copyrighted articles, there are no restrictions on the republication of material from the *Congressional Record*.

POSTMASTER: Send address changes to the Superintendent of Documents, *Congressional Record*, U.S. Government Printing Office, Washington, D.C. 20402, along with the entire mailing label from the last issue received.